

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

WHEATSTRAW LLC, an Oregon limited )  
liability company, )

Plaintiff, )

vs. )

LINDA-DARNELL MASON, TAMMY )  
DELANEY, MICHAEL EDWARD )  
DELANEY, and all others, )

Defendants. )

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MICHAEL-EDWARD and )  
TAMMIE-MARIE [Family: Delaney] )

Third Party Intervenors. )

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Attorneys for Plaintiff

Civil Case No. 08-1176-HU

ORDER

Michael-Edward and Tammie-Marie  
P. O. Box 1804  
Fairview, Oregon 97024

Pro Se Defendant

KING, Judge:

The Honorable Dennis Hubel, United States Magistrate Judge, filed Findings and Recommendation on November 10, 2008. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Defendants have filed objections.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion or prisoner petition, the district court must make a *de novo* determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Having given a *de novo* review of the issues raised in the objections to the Findings and Recommendation, I find no error.

Accordingly, I ADOPT Judge Hubel's Findings and Recommendation (#9). Plaintiff's Motion to Remand (#6) is GRANTED.

Dated this 18th day of December, 2008.

/s/ Garr M. King  
Garr M. King  
United States District Judge